IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3390 OF 2005

Shri Kailash Balkrishna Chavan ..Applicant

V/s.

State of Maharashtra ..Respondent

Mr.Gopal Bhagat i/by Bhagat & Co. for the applicant.

Mr.Y.S.Shinde, APP for Respondent/State.

Coram : R.S.MOHITE,J

Date : 20.05.2005.

PC

1. The applicant has moved this application for grant of anticipatory bail. He is shown as an accused in C.R.No.I-47 of 2005 registered by the Vishnunagar police station, Dombivali for the offences punishable under Sections465, 468, 471, 420 read with 34 of IPC. It appears that the builder by name Vinayak Mhatre had sold room nos.1 & 2 to Vasant Niramkar and Gajanand Parab. The said builder once again sold the said 2 rooms to the applicant. The applicant paid for the rooms by raising loan of Rs.2,50,000/- from Finance company and paid total consideration of Rs.3,80,000/-. Subsequently Vasant Niramkar filed a complaint stating that he has been cheated by the builder. The applicant states that he had no knowledge of the

previous transaction and that in any case he has paid the full market price to the builder who has cheated him. The other accused are on bail including the builder who is the main accused.

2. In this view of the matter, it is directed that in the event of arrest, the applicant be released on bail in the sum of Rs.10,000/- with one surety in the like amount subject to the condition that he will attend the Vishnunagar police station, Dombivali everyday for one week starting from tomorrow between 5.00 P.M. to 7.00 P.M. and thereafter as and when called by the police.

. Parties to act on an ordinary copy of this order duly authenticated by the Personal Secretary/Court Sheristedar of this Court as a true copy.

(R.S.MOHITE,J)